

KENTUCKY GAZETTE.

[NUMB. XXV.]

SATURDAY, MARCH 5, 1796.

[VOL. IX.]

FRANKFORT.

I HAVE FOR SALE IN THIS TOWN, A LOT, and two story framed HOUSE.

Twenty six by thirty; finished except plaiting. It has two rooms and a convenient passage below, and three above, with a good cellar under the whole, and the advantage of a well. Also, ninety-nine feet of Ground fronting Capt. Roberts's tavern, and running back along an alley 150 feet. Alto, 86 feet of Ground, fronting Mr. Trigg's store house and another street, 140 feet for depth. Alto, Lot no 12, fronting Washington street, with its appurtenances. All the above are some of the most eligible situations in town. Also, near Frankfort, thirty acres of Ground, a part of which is improved, and has excellent springs. Alto, on very low terms, the remaining Stock in trade of DANIEL GANNO & SON, consisting chiefly of Dry Goods, Hard Ware and Groceries. Alto, one or two Oudean Rovers, Alto, 12, 553 acres of Land on Red river, this tract is well watered, has on it a quantity of Pine timber and affords several valuable Minerals.—For terms, apply at Frankfort to

DAN. GANNO.

TOBACCO.

I WILL contract, with one or more good Planters, for TOBACCO of the ensuing crop, as far as one hundred and twenty hogheads, at 13/6 per hundred, for Aronoka, (except Thickets) and 14/ for Sweet Scented—one half in Cash, and the other in Goods at Cash Price. The contract to be closed before the first of April next. The tobacco to be inspected at some Warehouse on the Kentucky river, and the notes delivered on or before the first day of March 1797—No hoghead to contain less than 1000 weight nett.

Joel Craig.

N. B. I have some HEMP SEED of good quality for sale.

Georgetown, January 27.

THE SUBSCRIBER,

Who lives in the house lately occupied by Mr. Walter Taylor, will keep

Private Entertainment.

For Gentlemen. He will also take a few genteel BOARDERS.

Walker Baylor.

N.B. Particular attention will be paid to Horfes.

January 15.

THOMAS HART & SON,

Have Just Received, and are now opening,

An EXTENSIVE and GENERAL

Assortment of

MERCHANDIZE,

Which they will sell LOW by

Whole Sale or Retail.

They have also a large assortment of

Bouling Cloths & Copper.

Which they will sell at a more

reduced price than they have ever

been sold at in this country.

ALEX. & JAMES PARKER,

Have Just Received some

FRESH GOODS;

WHICH in addition to those

on hand; will make a general

assortment of DRY GOODS,

GROCERIES &c. which they will

sell on the most moderate terms

for Cash and Hide.

Lexington, January 19.

Notice.

THE co-partnership of ELISHA WINTERS, and Co. having expired, they offer for SALE the following property:—

A complete and well-chosen assortment of DRY GOODS, well adapted to the present and approaching Season, by wholesale or retail, at a very low advance. Also, an assortment of GROCERIES.

A two story BRICK HOUSE on Main-street, an excellent situation for business.—That valuable and well known tract or parcel of LAND, situated at the mouth of Tate's creek, 15 miles from Lexington, on the main road leading to Madison court house, containing 1000 acres; 200 of which is excellent bottom, the remainder hilly, but well timbered; 80 acres cleared, and five acres in timothy meadow, and twenty more can be made and watered with very little expence.—On the upper part of this tract is erected a MERCHANT and Grist MILL—the situation is perfectly secure either from back water from the river, or floods in the creek.—The house is fifty feet by forty with four floors.—The merchant mill has a sixteen feet pitch back water wheel, double geared. French Burr Stones; with boulting, hoisting, screening, fanning and packing work, by water.—The Grist Mill has a 12 feet water wheel, over-shot and double geared: the whole new and in complete order.—The water empties from those mills into a pond, whereon stands a saw mill in good repair, and a new hemp mill.—There is also on the premises, a new Branded Dwelling House, kitchen and store house with a number of useful cabbins, and a large and never failing spring convenient; a ROSE-WALK covered 250 feet, and may be extended over a level piece of ground 150 fathoms with every apparatus suitable for manufacturing cordage; a young bearing peach orchard; also a number of beating apple trees.

A DISTILLERY within forty yards of the mills, with over head waters.—Three STILLs containing about 375 gallons, with every thing necessary for distilling.

A WAGON, with four good horses, a few head of cattle, and a large flock of hogs.

As the above property is situated in a thick settled fertile part of the country, where the greatest abundance of produce may be collected, and the land abounds with good timber for Boat building, and a very convenient spot for that purpose on the bank of the river Kentucky.—It is evident that boats for the Mississippi trade, can be built and loaded at the mouth of Tate's creek with more convenience less expence and greater dispatch than at any other landing in the state.—

The mills are now well supplied with seasoned flower barrels; and there is six boats on the stocks, that may be finished in a short time.—The purchaser can have choice of two or three if required.—The payments will be made easy, and the greater part received annually in produce. E. WINTERS.

J. WINTERS. Lexington, Dec 24, 1795.

N. B. All persons indebted to E. W. & Co. are once more requested to call and pay off their respective balances without delay.

ALL persons having any demands against the subscriber are requested to give them to John Fowler or James Hughes Esquires, for settlement.

Aug. W. Waldrhyn.

Lexington, Dec. 24, 1795.

Taken up by the subscriber, living on Sillas's run, Harrison county, two bay Mares, one of them about four years old, fourteen hands and a half high, a natural trotter, no brand perceivable, appraised to 81.

The other about two years old next spring, with a star in her forehead, a natural trotter, no brand perceivable, appraised to 61.

Elijah Chinn.

Taken up by the subscriber, on chaplains fork, seven miles from Burginburg, Mercer county, a chestnut Mare, five years old, near fourteen hands high, a star in her forehead, branded on the forehead M natural trotter, appraised to 101.

Robert Caldwell.

Dec. 8, 1795.

Taken up by the subscriber, living in Mercer county, near the mouth of Dicks River, a bay Mare, about two or four years old, has a long tail, four feet seven or eight inches high appraised to 131 10s.

LAWRENCE M'GUIRE.

Nov. 11 1795.

Taken up by the subscriber, in May last, near Calhoun's Mill, on French Elkhorn, a year old sorrel Mare cult never docked nor branded, with a blaze in her face, appraised to 11 5s.

James Matthews.

February 13, 1796.

NOTICE.

That Commissioners will meet on the fourth, Monday in March 1796, at the Court House, in the County of Madison, to receive and to certify certain testimony respecting a preemption of 1000 acres, granted in many name; and do such other act or thing, as shall be judged necessary, and according to law.

Ignatius Mitchel.

Jan. 15.

To be sold to the highest bidder, ON Friday the eleventh of March next, if fair, if not, the next fair day, at the plantation of Richard Gatewood deceased, on Col. Campbell's land near Lex. all the estate of the said deceased, except the Negroes, which will be hired on the same day and place, all the first day of January 1797; the Negroes consists of four men, two women, two girls, and two boys, the other property consists of, hories, cattle, sheep, hogs, corn, bacon, household and kitchen furniture—the corn & hories to be sold for ready money; the rest of the estate will be sold on twelve months credit, bond and approved security to be given to

Augustine Garwood, Ad.

Feb. 12 1796.

AM authorized to sell sundry tracts of millinery lands on the South side of the Ohio, and on the North West side of the Ohio, for which a general warranty will be given. Also a considerable quantity of treasury warrant lands lying in various parts of this state.

John Breckenridge.

Feb. 13 1796.

NOTICE.

THE Subscribers intending to send to Philadelphia and Baltimore early in March next, request all those indebted to them to make payment on or before that time. A neglect of this Notice will be very injurious to

C. BEATTY, & Co.

February 1, 1796.

ALL persons are hereby furnished from taking an assignment on a bond on Will's Wadkins for four hundred acres of land, on Drakes creek to Robert Wallace, assigned by said Wallace to Isaac Crabtree, as the assignment was only made to enable him to sell or let the said bond, which I now do not wish to be disposed of, and have notified the said Crabtree in person before witnesses not to dispose of the said bond.

Robert Wallace.

Feb. 22, 1796.

Taken up on Cumberland river, near the mouth of Filling creek, a black Mare, about six years old, about fourteen hands high, paces and trots, has a lump on the near side about the size of a hen egg, part of the near hind foot white, the owner may get her by applying to the subscriber on the head of Sugar creek Madison county.

William Lawfon.

NOTICE IS HEREBY GIVEN, THAT PROPOSALS

WILL be received at Danville, on Monday the eleventh day of April ensuing, for opening a good

WAGGON ROAD,

thirty feet wide and passable for wagons of one ton weight through the wilderness. Commencing in the neighbourhood of the Craborchard, and terminating on the top of the Cumberland Mountain; where the present road passes to Virginia.

The commissioners propose setting out from Mr. Longfords on the nineteenth of March early in the morning, in order to establish the route the road is to pass. This notice is given that gentlemen who incline to undertake opening the road or part thereof, may attend and see way the same will pass.

Joseph Crockett, } Com.

Thomas Barbee, } James Knox.

Feb. 19 1796.

WHEREAS Howell Lewis made an entry of 1250 acres with the surveyor of Fayette, beginning one quarter of a mile fourth of the encampment made by the army marching against the Indian towns, in the year 1780, on the right of the turnpike of July, about 18 miles from the forks of Licking and about five miles from the head of bank lick creek; and to run from the beginning N. W. 420 poles, thence N. E. from each end of this line for 3500 acres on the dividing ridge, between Grassy Creek and the middle fork of Bank Lick Creek, beginning at the top of the ridge, on the trace leading to dry creek from the forks of Licking, a red oak with many chips in it marked, I F then to run S. W. 830 poles and thence N. W. at right angles from both ends to include the quantity. In both of which entries I am intended and design pursuant to an act of assembly entitled "An Act to ascertain the boundaries of lands and for other purposes" and an order of the court of Campbell county, to take sundry depositions, proving the respective beginnings commissioners for this purpose will meet at the house of Squire Grant in Williamsburg on Wednesday the sixth of next April and thence proceed to the place of encampment, which is near to said town, to establish the first entry, and at the head of Mr. Archibald Reed, on the day following, to establish the place of beginning of the entry of 3500 acres which is near to Mr. Reed's on the dry ridge.

Levi Todd.

Feb. 17, 1796.

NOTICE

To whom it may concern, be it known that on the fifteenth of March next, pursuant to an order of the county court of Franklin, I shall attend on two certain preemption tracts of land, accompanied by commissioners in order to perpetuate the testimony of certain witnesses respecting the improvements made on said lands made by Richard Reed in 1766, the one Charles Stuart, by Richard Radcliff on the waters of the Kentucky river nearly a fourth course from Lee-down including a Shikling Branch now in the county of Franklin, near the town of Frankfort, a part of which preemption is now occupied by a certain Archibald Hamilton. The patent for the above preemption filed in the name of the aforesaid Reed, as assignee of Charles Stuart. The place of meeting for the above purposes, will be at the house of the aforesaid Hamilton. The other tract is situated on the waters of Big Branch creek, between Hamilton's upper and lower creeks, waters of Kentucky, about three miles above the mouth of said creek; the patent for which filed in Reed's own name. A part of which is now occupied by John Robinson, and at his house will be the place of meeting to take the depositions aforesaid. All persons therefore who pretend to set up any adverse claims, may attend on the day and places aforesaid, and hear the witnesses examined. Given under my hand this 17th day of February, 1796.

ARCH. MILLS, Atty. in Fact.

D.W. to FOR RICH. BALD.

NICHOLAS BRIGHT, BOOT & SHOE-MAKER,

RESPECTFULLY informs his Friends and the public in general; that he has removed from where he formerly lived, to the house next door to Mr. Cox's Saddlers shop, second door from the corner of main and cross streets, Lexington; where he carries on the above business in all its various branches. Those who please to favor him with their custom, may depend on having their work done in the neatest and best manner and on the shortest notice possible. He will give generous wages to three or four good Journeymen.

Lexington Feb. 20.

Lexington, March 5.

By a Gentleman just from Holstein, we are favored with a copy of the Constitution of the State of Tennessee, and take the earliest opportunity to lay it before our readers—it is as follows:

THE CONSTITUTION OF THE STATE OF TENNESSEE.

WE, the people of the territory of the United States south of the river Ohio, having the right of admission into the general government as a member state thereof, consistent with the constitution of the United States, & the act of congress of the State of N. Carolina, recognizing the ordinance for the government of the territory of the United States north west of the Ohio, do ordain and establish the following constitution, or form of government; and do mutually agree with each other to form ourselves into a free and independent state, by the name of the state of Tennessee.

Article I.

§ 1. The legislative authority of this state, shall be vested in a general assembly, which shall consist of a senate and house of representatives, both dependent on the people.

§ 2. Within three years after the first meeting of the general assembly, and with in every subsequent term of seven years, an enumeration of the taxable inhabitants shall be made in such manner as shall be directed by law; and the number of representatives shall, at the several periods of making such enumeration, be fixed by the legislature, and apportioned among the several counties, according to the number of taxable inhabitants in each; and shall never be less than twenty-two, nor greater than twenty-five, until the number of taxable inhabitants shall be forty thousand; and after that event, at such ratio that the whole number of representatives shall never exceed forty.

§ 3. The number of senators shall at the several periods of making the enumeration before mentioned, be fixed by the legislature, and apportioned among the districts, formed as herein after directed, according to the number of taxable inhabitants in each, and shall never be less than one third, nor more than one half the number of representatives.

§ 4. The senators shall be chosen by districts, to be formed by the legislature, each district containing such a number of taxable inhabitants, as shall be entitled to elect not more than three senators. When a district shall be composed of two or more counties, they shall be adjoining, and no county shall be divided in forming a district.

§ 5. The first election for senators and representatives, shall commence on the second Thursday of March next, and shall continue for that and the succeeding day; and the next election shall commence on the first Thursday of August, one thousand seven hundred and ninety-seven, and shall continue on that and the succeeding day; and forever after elections shall be held once in two years, commencing on the first Thursday of August, and terminating the succeeding day.

§ 6. The first session of the general assembly shall commence on the first Monday of March next. The second on the third Monday of September one thousand seven hundred and ninety-seven. And forever after, the general assembly shall meet on the third Monday of September next ensuing the next election, and at no other period, unless as provided for by this constitution.

§ 7. That no person shall be eligible to a seat in the general assembly, unless he shall have resided three years in the state, and one year in the county immediately preceding the election, and shall possess in his own right in the county which he represents, not less than two hundred acres of land, and shall have attained to the age of twenty-one years.

§ 8. The senate and house of representatives, when assembled, shall each elect a speaker, and other its officers, be judges of the qualifications and elections of its members, and sit upon its own adjournments from day to day. Two thirds of each house shall constitute a quorum to do business; but a smaller number may adjourn from day to day, and may be authorized by law, to compel the attendance of absent members.

§ 9. Each house may determine the rules of its proceedings, punish its members for disorderly behaviour, and with the concurrence of two thirds, expel a member, but not a second time for the same offence, and shall have all other powers necessary for the legislature of a free state.

§ 10. Senators and representatives, shall in all cases, except treason felony, or breach of the peace, be privileged from arrest during the session of the general assembly, and in going to and returning from the same; and for any speech or debate in either house, they shall not be questioned in any other place.

§ 11. Each house may punish, by imprisonment, during the session of the general assembly, any member who shall be guilty of disrespect to the house, by any disorderly or contemptuous behaviour in their presence.

§ 12. When vacancies happen in either house the governor, for the time being, shall fill the writs of election to fill such vacancies.

§ 13. Neither house shall, during their session, adjourn without consent of the other, for more than three days, nor to any other place than that in which the two houses shall be sitting.

§ 14. Bills may originate in either house, but may be amended, altered, or rejected by the other.

§ 15. Every bill shall be read three times, on three different days, in each house, and be signed by the respective speakers before it becomes a law.

§ 16. After a bill has been rejected, no bill containing the same substance, shall be passed into law during the same session.

§ 17. The style of the laws of this state, shall be, BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE.

§ 18. Each house shall keep a journal of its proceedings, and publish them, except such parts as the welfare of the state may require to be kept secret, and the year and names of the members on any question shall, at the request of any two of them be entered on the journals.

§ 19. The doors of each house, and committee of the whole, shall be kept open; unless when the business shall be such as ought to be kept secret.

§ 20. The legislature of this state shall not allow the following officers of government greater annual salaries than as follows, until the year one thousand eight hundred and four, to wit:

The governor not more than seven hundred and fifty dollars.

No member of the superior courts, nor more than six hundred dollars each.

The secretary not more than four hundred dollars.

The treasurer or treasurers, not more than four per cent, for receiving and paying out all moneys.

The attorney or attorneys for the state, shall receive a compensation for their services, not exceeding fifty dollars for each superior court which he shall attend.

No member of the legislature shall receive more than one dollar and seventy-five cents per mile, nor more for every twenty-five miles shall travel in going to and returning from the general assembly.

No moneys shall be drawn from the treasury, but in consequence of appropriations made by law.

§ 22. No person who heretofore hath been, or hereafter may be, a collector of public moneys, shall have a seat in either house of the general assembly, until such person shall have accounted for, and paid into the treasury, all sums for which he may be accountable or liable.

§ 23. No judge of any court of law or equity, secretary of state, attorney general, register, clerk of any court of record or person holding any office under the authority of the United States, shall have a seat in the general assembly; nor shall any person in this state, hold more than one lucrative office at one and the same time; provided, that no appointment in the militia, or to the office of a justice of the peace, shall be considered as a lucrative office.

§ 24. No member of the General Assembly, shall be eligible to any office or place of trust, or to the office of a justice of the peace, or trustee of any literary institution, where the power of appointment to such office or place of trust, is vested in their own hands.

§ 25. Any member of either house of the General Assembly shall have liberty to depart from, and protest against any act or resolve, which he may think injurious to the public, or any individual, and have the reasons of his dissent entered on the journals.

§ 26. All lands liable to taxation in this state, held by deed, grant or entry, shall be taxed equal and uniform, in such manner, that no one hundred acres shall be taxed higher than another, except so far as land shall not be taxed higher than two hundred acres of land each; no free man shall be taxed higher than one hundred acres, and no slave higher than two hundred acres on each poll.

§ 27. No article manufactured or the produce of this state shall be taxed other than to pay importation fees.

Article II.

§ 1. The supreme executive power of this state shall be vested in a governor.

§ 2. The governor shall be chosen by the electors of the members of the general assembly, at the times and places where they shall respectively vote for the members thereof. The returns of every election for governor shall be sealed up, and transmitted to the seat of government, by the returning officers, directed to the speaker of the senate, who shall open and publish them in the presence of a majority of the members of each house of the general assembly. The person having the highest number of votes, shall be governor; but if two or more shall be equal, and highest in votes, one of them shall be chosen governor, by joint ballot of both houses of the general assembly.

§ 3. He shall be at least twenty-five years of age, possess of a free hold estate of five hundred acres of land, and have been a citizen or inhabitant of this state four years next before his election, unless he shall have been absent on the public business of the United States, or of this state.

§ 4. The governor shall hold his office until the fourth Tuesday of September, one thousand seven hundred and ninety-seven, and until another governor shall be elected and qualified to hold it; and forever after the governor shall hold his office for the term of two years, & until another governor shall be elected and qualified; but shall not be eligible more than six years in any term of eight years.

§ 5. He shall be commander in chief of the

army and navy of this state, and of the militia, except when they shall be called into the service of the United States.

§ 6. He shall have power to grant reprieves and pardons, after conviction, except in cases of impeachment.

§ 7. He shall, at stated times, receive a compensation for his services, which shall not be increased or diminished during the period, for which he shall have been elected.

§ 8. He may require information, in writing, from the officers in the executive department, upon any subject relating to the duties of their respective offices.

§ 9. He may on extraordinary occasions, convene the general assembly by proclamation, and call all state to them when assembled, the purpose for which they shall have been convened.

§ 10. He shall take care that the laws be faithfully executed.

§ 11. He shall, from time to time, give to the general assembly information of the state of the government, and recommend to their consideration such measures as he shall judge expedient.

§ 12. In case of his death, or resignation, or removal from office, the speaker of the senate shall exercise the office of governor until another governor shall be duly qualified.

§ 13. No member of Congress, or person holding any office under the United States, or this state, shall execute the office of governor.

§ 14. When any officer, the right of whose appointment is by this constitution vested in the general assembly, shall, during his life, or his office by other means become vacant, the governor shall have power to fill up such vacancy by granting a temporary commission, which shall expire at the end of the next session of the legislature.

§ 15. There shall be a seal of this state, which shall be kept by the governor, and used by him officially, and shall be called The great seal of the state of Tennessee.

§ 16. All grants and commissions shall be in the name of the state of Tennessee, and signed by the governor.

§ 17. A secretary of state shall be appointed and commissioned during the term of four years. He shall keep a fair register of all the official acts, and proceedings of the governor; and shall, when required, lay the same, and all papers, minutes and vouchers relative thereto, before the general assembly, and shall perform other duties as shall be enjoined him by law.

§ 18. Every freeman of the age of twenty-one years and upwards, possessing a freehold in the county wherein he may vote, and being an inhabitant of this state, and every freeman being an inhabitant of any one county in the state six months immediately preceding the day of election, shall be entitled to vote for members of the general assembly, for the county in which he shall reside.

§ 19. Persons shall in all cases, except treason, felony, or breach of the peace, be privileged from arrest, during their attendance at elections, and in going to and returning from them.

§ 3. All elections shall be by ballot.

§ 1. The house of representatives shall have the sole power of impeachment.

§ 2. All impeachments shall be tried by the senate. When sitting for that purpose, the senators shall be upon oath or affirmation.

§ 3. No person shall be convicted, without the concurrence of two thirds of the members of the whole house.

§ 4. The governor, and all civil officers under this state, shall be liable to impeachment for any offence in office, or in judgment, in such cases, shall not extend further than to removal from office, and disqualification to hold any office of honor, trust or profit under this state. The party shall, nevertheless, in all cases be liable to indictment, trial, judgment, and punishment according to law.

Article V.

§ 1. The judicial power of the state shall be vested in such superior and inferior courts, of law and equity, as the legislature shall from time to time direct and establish.

§ 2. The general assembly shall by joint ballot of both houses appoint judges of the several courts of law and equity, also an attorney or attorneys for the state, who shall hold their respective offices during good behaviour.

§ 3. The judges of the superior court, shall, at stated times, receive a compensation for their services, which shall not be increased or diminished during the period, for which they shall have been elected.

§ 4. The judges of the superior and inferior courts shall not charge juries with respect to matters of fact, but may state the testimony and declare the law.

§ 5. The judges of the superior courts shall have power, in all civil cases, to issue writs of Certiorari, to remove any cause, or transcript thereof, from an inferior court of record into the superior, on sufficient cause supported by oath or affirmation.

§ 6. The judges or justices of the inferior courts of law, shall have power, in all

civil cases, to issue writs of Certiorari, to remove any cause, or a transcript thereof, from any inferior jurisdiction into their court on sufficient cause, supported by oath or affirmation.

§ 8. No judge shall sit on the trial of any cause where the parties shall be connected with him, by affinity or consanguinity, or by interest of parties. In all the cases except by consent of parties, the judges of the superior court shall be interested in the event of any cause, or related to all or either of the parties, the governor of the state shall in such case specially commission three men of law knowledge, for the determination thereof.

§ 9. All writs and other process, shall run in the name of the state of Tennessee; and be signed by the respective clerks. Indictments shall conclude, Against the peace and dignity of the state.

§ 10. Each court shall appoint its own clerk, who may hold his office during good behaviour.

§ 11. No fine shall be laid on any citizen of this state, that shall exceed fifty dollars, unless it shall be assessed by a jury of his peers, who shall assess the fine at the time they find the fact, if they think the fine ought to be more than fifty dollars.

§ 12. There shall be judges of the peace appointed for each county, not exceeding two for each captain's company, except for the company which includes the county town, which shall not exceed three, who shall hold their offices during good behaviour.

Article VI.

§ 1. There shall be appointed in each county by the county court, one sheriff, one coroner, one trustee, and a sufficient number of constables, who shall hold their offices for two years. They shall also have power to appoint one register and ranger for the county, who shall hold their offices during good behaviour. The sheriff and coroner shall be commissioned by the governor.

§ 2. There shall be a treasurer or treasurers appointed for the state, who shall hold his or their offices for two years.

§ 3. The appointment of all officers not otherwise directed by this constitution shall be vested in the legislature.

Article VII.

§ 1. Captains, subalterns, and non commissioned officers shall be elected by those citizens, in their respective districts who are subject to military duty.

§ 2. All field officers of the militia shall be elected by those citizens in their respective counties who are subject to military duty.

§ 3. Brigadiers general shall be elected by the field officers of their respective brigades.

§ 4. Majors general shall be elected by the brigadiers and field officers of the respective divisions.

§ 5. The governor shall appoint the adjutant general; the majors general shall appoint their aids; the brigadiers general shall appoint their brigade majors, and the commanding officers of regiments their adjutants and quarter masters.

§ 6. The captains and subalterns of the cavalry shall be appointed by the troops enrolled in their respective companies, & the aid officers of the militia shall be appointed by the said captains and subalterns; provided, that whenever any new county is laid off, that the field officers of the said cavalry shall appoint the captain and other officers therein, pro tempore, until the company is filled up and completed, at which time the election of the captains and subalterns shall take place as aforesaid.

§ 7. The legislature shall pass laws exempting citizens belonging to any sect or denomination of religion, the tenets of which are known to be opposed to the bearing of arms, from attending private and general musters.

Article VIII.

§ 1. Whereas the ministers of the gospel are, by their professions, dedicated to God and the cure of souls, and ought not to be diverted from the great duties of their functions; therefore a minister of the gospel, or priest of any denomination whatever, shall be eligible to a seat in either house of the legislature.

§ 2. No person who denies the being of God, or a future state of rewards & punishments, shall hold any office in the civil department of this state.

Article IX.

1. That every person, who shall be chosen or appointed to any office of trust or profit, shall, before entering on the execution thereof, take an oath to support the constitution of this state, and also an oath of office.

2. That each member of the senate and house of representatives shall, before they proceed to business, take an oath or affirmation to support the constitution of this state, and also the following oath: 1. A. B. do solemnly swear (or affirm) that as a member of this general assembly, I will in all appointments, vote without favor, affection, partiality, or prejudice; and that I will not propose or assent to any bill, vote on resolution, which shall appear to me injurious to the people, or consent to any act or thing whatever, that shall have a tendency to lessen or abridge their rights and privileges, as declared by the constitution of this state.

3. Any elector who shall receive any gift or reward for his vote, in meat, drink, money, or otherwise, shall suffer such punishment as the laws shall direct. And any person who shall directly, or indirectly, give, promise or bestow, any such reward to be elected, shall thereby be rendered incapable, for two years, to serve in the office for which he was elected, and be subject to such further punishment as the legislature shall direct.

4. No new county shall be established by the general assembly, which shall reduce the county or counties, or either of them, from which it shall be taken, to a less extent than six hundred and twenty five square miles. Nor shall any new county be laid off, or less contents. All new counties as to the right of suffrage and representation, shall be considered as a part of the county or counties from which it was taken, until entitled by numbers to the right of representation. No bill shall be passed into a law, for the establishment of a new county, except upon a petition to the general assembly, for that purpose, signed by two hundred of the free male inhabitants within the limits or bounds of such new county prayed to be laid off.

Article X.

1. Knoxville shall be the seat of government, until the year one thousand eight hundred and two.

2. All laws and ordinances now in force and use in this territory, not inconsistent with this constitution, shall continue to be in force and use in this state, until they shall expire, be altered or repealed by the legislature.

3. That whenever two thirds of the general assembly shall think it necessary to amend or change this constitution, they shall recommend to the electors, at the next election for members to the general assembly, to vote for or against a convention; and if it shall appear that a majority of all the citizens of the state voting for representatives, have voted for a convention, the general assembly shall, at their next session call a convention, to consist of as many members as there be in the general assembly, to be chosen in the same manner, at the same places, and by the same electors, that chose the general assembly, who shall meet within three months after the said election, for the purpose of revising, amending, or changing the constitution.

4. The declaration of rights hereto annexed, is declared to be a part of the constitution of this state, and shall never be violated on any pretence whatever. And to guard against transgressions of the high powers which we have delegated, we declare, that every thing in the bill of rights contained, and every other right not hereby delegated, is excepted out of the general powers of government, and shall forever remain inviolable.

Article XI.

DECLARATION OF RIGHTS.
1. That all power is inherent in

the people, and all free governments are founded on their authority, and instituted for their peace, safety and happiness; for the advancement of those ends, they have at all times an unalienable and indefeasible right to alter, reform or abolish the government in such manner as they may think proper.

II. That government being instituted for the common benefit, the doctrine of non resistance against arbitrary power and oppression, is absurd, flavish and destructive to the good and happiness of mankind.

III. That all have a natural and indefeasible right to worship almighty God according to the dictates of their own consciences; that no man can of right be compelled to attend, erect or support, any place of worship; or to maintain any ministry against his conscience; that no human authority can in any case whatever, controul or interfere with the rights of conscience; and that no preference shall ever be given by law, to any religious establishments or modes of worship.

IV. That no religious test shall ever be required as a qualification to any office or public trust under this state.

V. That elections shall be free and equal.

VI. That the right of trial by jury shall remain inviolate.

VII. That the people shall be secure in their persons, houses, papers and possessions, from unreasonable searches, and seizures, and that general warrants, whereby an officer may be commanded to search suspected places, without evidence of the facts committed, or to seize any person or persons not named, whose offences are not particularly described and supported by evidence, are dangerous to liberty, and ought not to be granted.

VIII. That no freeman shall be taken, or imprisoned, or diseized of his freehold, liberties or privileges, or outlawed, or exiled, or in any manner destroyed, or deprived of his life, liberty, or property, but by judgement of his peers, or the law of the land.

IX. That in all criminal prosecutions, the accused hath a right to be heard by himself and his counsel, to demand the nature and cause of the accusation against him, and to have a copy thereof; to meet the witnesses face to face; to have compulsory process for obtaining witnesses in his favor; and in prosecutions by indictment or presentment a speedy public trial, by an impartial jury of the county or district in which the crime shall have been committed; and shall not be compelled to give evidence against himself.

X. That no person shall, for the same offence, be twice put in jeopardy of life or limb.

XI. That laws made for the punishment of facts committed previous to the existence of such laws, and by them only declared criminal, are contrary to the principles of a free government; wherefore no ex post facto law shall be made.

XII. That no conviction shall work corruption of blood or forfeiture of estate.—The estate of such persons as shall destroy their own lives, shall descend or vest as in case of natural death.—If any person be killed by casualty, there shall be no forfeiture in consequence thereof.

XIII. That no person arrested, or confined in gaol, shall be treated with unnecessary rigour.

XIV. That no freeman shall be put to answer any criminal charge, but by presentment, indictment, or impeachment.

XV. That all prisoners shall be bailable by sufficient sureties, unless for capital offences, when the proof is evident or the presumption great. And the privilege of the writ of habeas corpus shall not be suspended, unless when in case of rebellion or invasion the public safety may require it.

(To be continued.)

NEW DISCOVERY RESPECTING THE PURIFYING PROPERTY OF CHARCOAL.

Among other singular qualities of Charcoal, it has lately been discovered by a gentleman at Peterburgh, that all sorts of glass vessels and other utensils may be purified from long retained smells and taints of every kind, in the easiest and most perfect manner, by passing them out well with Charcoal reduced to a fine powder, after their grosser impurities have been scoured off with sand and potash. That people whose breath smells strong from a scorbutic disposition of the gums, may at any time get perfectly rid of this bad smell, by rubbing and washing out the mouth thoroughly with fine Charcoal powder. This simple application at the same time renders the teeth beautifully white, And (otherwise colored) putrid stinking water, may be deprived of its offensive smell, and rendered pure by means of the same substance. Hence we think it would be of use in preserving water sweet during sea voyages, to add about five pounds of coarse Charcoal powder to every cask of water: it being only necessary afterwards to strain the water off when wanted, through a linnen bag.

A COMPOSITION for preserving WEATHER BOARDING.

From the XIth Volume of "Transactions of the Society for the encouragement of arts &c. in London.

The receipt for this composition was communicated to the secretary of the society by William Patenson esq. of Ibsorden, in Kent. I have often thought something much wanted, says Mr. Patenson, for preserving weather boarding, &c. from the injuries of the weather. Tar and other mixtures recommended for the purpose, I have tried, but do not find they answer: I therefore have made many experiments to discover a composition better adapted to the purpose, and I think I have found one which answers my expectations—it is impenetrable to water, is not injured by the action of the weather or heat of the sun, which hardens it, and consequently increases its durability—it is much cheaper than paint, and more lasting.

THE RECEIPT.

Three parts of air-slacked lime, two of wood-ashes, and one of fine sand; sift these through a fine sieve, and add as much linseed oil as will bring it to a consistence for working it with a painters brush, great care must be taken to mix it perfectly. I believe grinding it as paint would be an improvement, two coats are necessary, the first rather thin, the next as thick as call conveniently be worked—it will improve in hardness by time, and is much superior for the purpose, to any thing I know of.

A FEW TENANTS WANTED

TO settle on LAND, lying near Frankfort, part of which will be leased on moderate terms. Apply to Mr. B. S. COX, on High street, Lexington, or to the Printer hereof.

FIVE DOLLARS REWARD.

STRAYED OR STOLEN from the subscriber, living on Can Run, Fayette county, some time in October last, a gray horse, five years old, about fifteen hands high, branded on the star on his forehead, with a small white spot on the heel of his right foot; had white spots on both sides his back, and a feather on his neck, flat ribbed, and remarkably narrow across the loins; trotted, cantered, and paced some, when rode slow, and when the above mentioned horse to the subscriber, or gives information to that he gets him again, shall receive above reward.

3w James Graver.

TAKEN UP

ON Twin creek, by the subscriber on Little North Elkhorn, a bay, two year old Horse, 13 hands high, no brand, a small white spot on the heel of his right foot; had before appeared to col. 109.

Abraham Thomas.

SOLD OFF.

THE subscriber having sold off his Merchandise, and intending for Philadelphia and Baltimore in a short time, requests all persons indebted to him to call at his house (the lower end of Main street) and pay their respective balances.

He wants a good STAND for a STORE, on Main street, to get possession as early in April next as possible.

For Sale, one hundred and sixty-seven acres of first rate Military LAND, adjoining the lands of Abraham Hie Jun. on Goose creek, in Jefferson county. This land well as the neighborhood, is as well watered as any part of Kentucky. For terms apply to the subscriber in Lexington. I will be at Jefferson February court.

WILLIAM WEST.

Lexington, January 23.

The Subscriber having begun MANUFACTURING

CORDAGE, Wa is a quantity of GOOD WELL CLEANED HEMP,

As no other kind will be received FOR which he will pay a GENEROUS PRICE IN CASH and MERCHANDISE, in the Stores of THOMAS HART & SON, or SAMUEL PRICE & CO.

Thomas Hart.

July 10.

A Few Journeymen Rope-Makers Will meet with encouragement by applying as above.

TO BE SOLD

One hundred acres of LAND.

WITH a never failing spring, within two miles and a half of Lexington; twenty-five acres cleared, eleven or twelve of which are in clover, blue grass and timothy, also several convenient houses.—The title indisputable. Apply to ALEXANDER & JAMES PARKER, Lexington, September 2.

FOR SALE.

ONE thousand acres of the late General Stephen's military survey of LANDS on Hickman, about ten miles from Lexington, and adjoining that part on which General Lawton now lives. For terms apply to Thomas Hart and Cornelius Beatty of said town who are empowered to dispose of the same.

Lexington December 24, 1795.

NOTICE

I hereby give to all concerned that I shall attend the commissioners appointed by the court of Jefferson county, on the first day of April next, at a tree marked W.B. on the upper side of Floyd's fork; about seven or eight miles from the mouth; which tree is the beginning of an entry of 300 acres of land, made in the name of John Moore: and then to perpetuate certain testimony of certain witness's respecting said tree, and do such act as may be thought necessary and agreeable to law.

John Moore.

Taken up by the subscriber on Col. Campbell's land, about four miles from Lexington, one bay Horse, with a star in his forehead, some fiddle marks, some gray hairs in his tail, judged to be twelve years old, about twelve hands high, branded on the near shoulder something like this:—

JOHN MANNAN. The above mentioned Horse had on a fiddle, two Dutch blankets, a rope halter, and an empty bag marked H. T. in several places with red Keel.

December 29, 1795.

TAKEN up by the subscriber on Col. Madison's plantation, in Fayette, a bay Horse Colt, of a small growth, a small star in the forehead, judged to be six months old, with some gray hairs in the tail, not branded; appeared to li.

Madison Trigg.

November 12, 1795.

The last Mail not having arrived down the River is the reason of there being no News.

FOR SALE—A Valuable Tract of LAND;

CONTAINING 227 acres, lying on little Barren, about ten miles from Greene Court house, equal in quality, timber and water, to any in this State. For terms apply to the subscriber in Lexington, where he has a good HOUSE and LOT for sale; which may be had on GOOD terms, for Cash.

Charles Sumption

February 11, 1796.

N. B. I had a YOUNG DOG stolen from me on Sunday the 24th of January; he is a pale yellow, with a short tail; he was taken by some hunters that I do not know. I will give a handsome reward for the Dog and Thief, or ONE DOLLAR for the Dog only.

The Subscribers

HAVE on hand, a handsome assortment of MERCHANDISE, which they will sell on very moderate terms for cash and country produce. Those who please to deal with them as far as six or eight pounds, shall have a considerable abatement from the common retail price.

They will also dispose of their Tan-Yard and Stock on hand, consisting of about four hundred hides and one hundred cord of Chefnut and Black Oak bark; there is a good bark-mill and a new framed currying-shop 44 by 16, with 3 rooms and a commodious loft. There is also a good dwelling-house, with other necessary buildings, and 350 acres of Chefnut-oak land within 6 miles of the premises.

All those indebted to them, by bond, note or book account, are requested to make payment before the first day of March, otherwise they will be under the disagreeable necessity of putting their accounts into the hands of a proper officer for collection.

PHIL. & MATTHIAS BUSH. Harrodsburgh, January 10.

Abijah & John W. Hunt,

Have just received A Large and General Assortment of MERCHANDIZE,

Calculated for the present and ensuing season. ALSO

An Extensive Assortment of Iron Mongery, Cutlery, Glass, Queen's Ware, Books and Groceries,

Which they are now opening at their Store in this place, and will dispose of upon reasonable terms by wholesale or retail.

tf Lexington, December 19.

Taken up by the subscriber living near the mouth of Boone creek in Fayette county, a female Horse about eight years old, four feet eight or nine inches high, branded on the near shoulder and buttock with a blazed face, appraised to 61.

Eli Cleveland.

FOR SALE,

A TRACT of good second rate LAND lying on Benion near the mouth, about six miles from Frankfort, containing 550 acres, the title indisputable, being part of a preemption obtained by the subscriber. Any person wishing to purchase may know the terms by applying to Robert Barr merchant Lexington, or the subscriber near Jacob Froman's Iron works.

3w Hananiah Davis.

TAKEN up by the subscriber, living on Chaplains fork, Mercer county, one mile above Harbison's station, an Eagle colored Horse, six years old, thirteen hands three inches high, paces, had on one shoe before, no brand perceivable, appraised to 61.

Thomas Staton.

Jan. 18, 1796.

TAKEN up by the subscriber living on the head waters of Johnatan's fork of Stoner, Bourbon county, a dark bay Mare, about four years old, docked; and branded on the near shoulder and buttock with a black hind leg has been broken, appraised to 51.

Adam Fink.

Taken up by the subscriber near the upper Blue Lick, a dark bay Horse, fifteen hands high, shod all round, white hair on both hind feet, some small saddle marks on his back, branded on the near shoulder with H, appraised to 251.

John Leeper.

Nov. 6, 1795.

FOR SALE,

Two or three

HOUSES AND LOTS,

In the Town of CYNTHIANA, Situated on Main street and water street; either of them are an excellent stand for a store or tavern, one of them has been used as a tavern, and furnished with a stable and several other conveniences, and convenient to water; another large house not quite finished; the other is at present occupied as a store, and pretty well finished. The whole will be sold together or separate to suit the purchasers, who may apply for terms to the subscriber on the premises.

W. Coleman.

November 23, 1795.

FOR SALE

The FARM

ON which I now reside, six miles from Lexington, on Curds road. A considerable credit will be given for half the purchase money, the title indisputable, being a military claim.

Gabriel Madifon.

January 12.

NOICE.

THE Co-partnership of SEITZ & LAUMAN, is this day dissolved by mutual consent. All those who have any demands against said firm are requested to bring in their accounts for settlement without delay; and those who are indebted to them, by bond, note or book account, are desired to make immediate payment to the subscribers, otherwise they will be under the disagreeable necessity to compel payment in a legal way.

John A. Seitz.

Fred. Lauman.

GENEROUS WAGES

ALL be given for able-bodied NEGRO MEN, to work at the Iron Works on Slate, where they will receive good treatment. Apply to Mr. John Breckinridge, or to the subscriber.

JOHN C. OWENS.

JOSEPH HUDSON.

HAS FOR SALE AT HIS STORE, OPPOSITE THE COURT HOUSE,

A GENERAL ASSORTMENT of MERCHANDISE,

AMONGST WHICH ARE,
Broad Cloths, Powder, and Pewter
Coatings, Spoons,
Flannels, Pen-knives,
Corduroys, H and H Hinges,
Velvets & Thickets, Butt Hinges,
Fullans & Jeans, Door Locks,
Nankens, Gold Weights and
Royal Rib, Scales,
Elegant Vest Shapers, Shoe and Knee Buckles,
Stuffs, Sleeve Links,
Buttons & Mullins, Tortoise shell Combs,
Carlin Calicoes, Plated Brille Bits,
Cambricks & Lawns, Carpenter's Rules,
Silk & Cotton Handkerchiefs, Greek and Latin
Cotton & Silk Stockings, Books,
German town ditto, Elegant Looking
Ladies gloves, Glaces,
Saddles & Bridles, Shaving Soap,
Silver mounted Belts Razors,
Silver, Collage, Sugar,
Watch Chains, Seals, Hyson, Congo & B
& Keys, hea Tea,
Silver Chimbles, Spirits & Wine,
Inkstands, Cherry Bounce,
Nails and Iron, Juniper Berries,
Axes, Surgeon's Pocket In
Knives and Forks, struments.
With a general assortment of MEDICINES and PAINTS.

The above will be sold low for CASH.

He requests all those indebted to him, to make payment by the 25th of March, as he expects to start at that time for the Settlement.

LEXINGTON, February 3.

Taken up by the subscriber living in Clarke county, on upper Howard's creek, near Bradshaw's mill, a very old Mare, about fourteen hands high, four hilling bell on, branded on the near buttock with a number of fiddle foot, hind face, one eye out, a large clog on; appraised to 125.

William Burgan.

December 7, 1795.

MRS. WALSH'S SCHOOL for the instruction of Young Ladies, will commence in a few days.

1w March 1.

SCHEME OF A LOTTERY

For raising the sum of 2550 Dollars, for the use of the LEXINGTON LODGE, No. 25.

No. Prizes.	Dolls.	Dolls.
1 of 1500	1500	1500
2 — 500	1000	1000
3 — 250	750	750
5 — 100	500	500
12 — 50	600	600
20 — 25	500	500
100 — 20	2000	2000
170 — 15	2550	2550
251 — 10	2510	2510
440 — 6	2640	2640

2 of 100 each being 1 for the first and 1 for the last drawn ticket 200

1016 prizes } Not two blanks to 1984 blanks } a prize.

3000 tickets at 5 dollars. 15,000

The Prizes subject to a deduction of fifteen per cent.—Prizes to be paid for by the managers, twenty days after the lottery is drawn. A credit of one half of any number of tickets exceeding twenty, shall be given, until the Lottery shall have finished drawing Prizes drawn and not called for within eighteen months after the Lottery finishing drawing, will be considered as a donation made to the Lexington Lodge.

The drawings of the Lottery will be published in the Kentucky papers, regularly, shewing the blanks and prizes.

Tickets may be had by applying to James Morrison, Alex. M'Gregor, Edm. Bullock, Hugh M'Hoan, Robert Megowan, or William Murray, John Fowler. Managers appointed by Law.

M'COUN & CASTLEMAN,

HAVE JUST RECEIVED, AND NOW OPENING,

At their STORE, second door below the sign of the Buffalo, a large & general Assortment of

MERCHANDIZE,

CONSISTING OF Dry Goods and Groceries of all kinds;

Which they are determined to sell low for CASH HIDES and Country LINEN.

Lexington, August 10, 179

FOR SALE,

A VALUABLE TRACT OF

LAND,

ADJOINING THE TOWN LOT OF

LEXINGTON.

CONTAINING 200 acres; the whole of it inclosed; about sixty acres well cleared and under good fence; fifteen acres of which is excellent Timothy Meadow, with a fine stream of water running through it, and a never failing spring; a Peach and Apple orchard. For terms apply to Alex. & JAMES PARKER, in Lexington.

I WANT TO PURCHASE

A QUANTITY OF

ASHES;

FOR which I will give FOUR PENCE CASH per Bushel: & will send and collect them twice a week, from the houses in town.

George Mansell.

Lexington, January 9. tf

NOTICE

IS hereby given to all persons indebted to the estate of Nathaniel Allen, deceased, to make speedy payment, as no longer indulgence can be given. And those having any demands against said estate, are requested to bring in their accounts well authenticated, to

ROBT. RANKIN & SONS.

THOMAS WARING & SONS.

Washington, Marion county, 2

February 6, 1796. 3w

Ten Dollars Reward.

STRAYED or stolen from the subscriber, in Harrison county, sometime in October last, on Raven creek, a black MARE, three years old, last spring, near sixteen hands high, branded on the near side with a horseshoe. Whoever takes up and delivers said mare to the subscriber, shall receive the above reward.

AND. HAMPTON.

February 8, 1796. 13.

LAWSON M'CULLOH,

BEGS leave to inform the Ladies and Gentlemen that as he could not, with convenience get a house on Main street, was obliged to rent a room from Capt. Smith, on High and Cross Streets—where he intends carrying on his branch of business, in making Lady's fashionable Suitout Riding Coats, with Velt and Habit if required; likewise Gentlemen's fashionable tight and loose Coats, Velt and Small Cloaths, tight Overalls and Pantaloon with feet, and many other fashions not mentioned here. Those who may please to favor him with their custom shall have their work done with dispatch and punctuality. His price is 30s. per fashionable suit; a coat 10s 6d. velt and breeches 12s. 6d. foot pantaloon 6s. 6d. capo 13s. 6d. great coat do. fallor's velt 1cs. 6d. plain suit 27s. WHISKET, WHEEZT & CATS, will be taken at the market price.

Lexington, January 9.

GEORGE ADAMS,

RESPECTFULLY informs his friends and the public in general, that he has opened a Tavern, in that commodious house on Main street, the third door below Cross street; where those who please to favor him with their custom, shall meet with every possible attention.

January 1, 1796.

CORN.

TO be sold for Cash or short Credit—Six hundred barrels of CORN. Apply to

Joseph Pannell,

In Fayette county,

on Hickman creek.

January 5. tf

JUST PUBLISHED,

AND FOR SALE AT THIS OFFICE, By the Grays, Dozen, or Single, THE KENTUCKY

ALMANAC,

For the Year 1796:

Containing, (Amongst other things) common Almanacs; a short treatise on the culture of the Vine in America.

State of Kentucky, to wit.

Woodford County, February Quarter

Session Court, 1796.

Jane Bowler, His Price and Sary his wife, James Boney and Margery his wife, and Edward Holland and Elizabeth his wife, the said Jane Bowler, Sarah, Margery and Elizabeth, being heirs and representatives of James M'Brice, deceased.

AGAINST James M'Brice, Henry M'Brice, William Beard, and Beard & Defs. widow of James Beard, dec.

THE subpoena awarded in this case being returned executed on the defendants William Beard and Beard widow; and it appearing to the satisfaction of the court that the other defendants, James and Henry M'Brice, are no inhabitants of this State. On the motion of the complainants, by their counsel, it is ordered that the said defendants James and Henry M'Brice, do appear here at the next court, and answer the bill of the complainants; and that a copy of this order be forthwith inserted in the Kentucky Gazette for two months successively, and published at the door of Buck run meeting-house in this county, on some Sunday immediately after divine service, and at the front door of the court-house in the town of Versailles. (A copy) T. Turgan, c. w. c. q. s. c.

ALL persons indebted to the estate of George Price deceased, late of Bourbon county are requested to make payment immediately; and those who have any demands against said estate, are desired to bring them in properly authenticated that provision may be made for the settlement thereof.

Samuel Price, & Exec. 10/1,

William Price, & Exec. 10/1,

March 21, 1796. 3w

A LARGE company will meet at the Crab orchard on Thursday the last day of March, in order to start early the next morning through the wilderness.

BLANK DEEDS

For sale at this Office.

LEXINGTON:

PRINTED BY JOHN BRADFORD

ON MAIN STREET.